

**STARK COUNTY COMMISSIONERS
MINUTES**

DATE: WEDNESDAY, NOVEMBER 6, 2013

SUBJECT: BOARD MEETING

**PRESENT: COMMISSIONER TOM BERNABEI, PRESIDENT
COMMISSIONER JANET CREIGHTON, VICE PRESIDENT
COMMISSIONER RICHARD REGULA, MEMBER
BRANT LUTHER, COUNTY ADMINISTRATOR
JEAN YOUNG, CLERK**

**APPROVED BY THE STARK
COUNTY COMMISSIONERS**

REGULA: _____

BERNABEI: _____

CREIGHTON: _____

CLERK: _____

DATE APPROVED: _____

DISTRIBUTION:
Journal
File

Commissioner Bernabei opens the meeting at 1:30 PM.

Recite – Pledge of Allegiance

AMENDMENTS:

BRANT LUTHER-TO REMOVE THE NEWMAN ANNEXATION FROM RICK FLORY'S AGENDA.
ADD AN EXECUTIVE SESSION ON PERSONNEL MATTERS.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Amendments as presented.

Motion Carried

Public Speaks:

Bruce Nordman: Spoke about the continuing efforts of group 175 to increase the number of Canton City Police Officers and Firefighters. Mr. Nordman also thanked Sheriff George Maier for all his hard work and thanked all McKinley beat Massillon Parade supporters.

Rick Flory:

Road Vacation:

Commissioners:

Continuation of the Uniondale Street Road Vacation-Jackson Township

Commissioner Creighton moved, seconded by Commissioner Regula to approve Road Vacation as submitted.

Motion Carried

Annexation:

The Lake High School Campus Type 1

Annex 48.773 acres from Lake Township to the Village of Hartville

Commissioner Creighton moved, seconded by Commissioner Regula to approve Annexation as submitted.

Motion Carried

Annexation:

Shallenberger Annexation:

Nimishillen Township to City of Louisville-Type 2

Commissioner Creighton moved, seconded by Commissioner Regula to approve Annexation as submitted.

Motion Carried

Approve Board Meeting Minutes:

October 30, 2013

Commissioner Creighton moved, seconded by Commissioner Regula to approve Board Meeting Minutes as submitted.

Motion Carried

Jean Young:

Appropriations:

Sheriff: Sheriff Litter Patrol-\$2,938.50

Sheriff: Sheriff Edward Byrne Grant Jag 2013-DJ-BX-0097-\$35,616.00

Commissioner Creighton moved, seconded by Commissioner Regula to approve Appropriations as submitted.

Motion Carried

Budget Transfers:

Adult Probation: To cover last payroll-\$600.00 from Other to Salary

Adult Probation: Move unused ISP-DR Grant Funds-\$3,113.05 from Salary to Other, \$3,003.29 from Benefits to Other, \$19.33 from Supply to Other, \$4,122.50 from Service to Other and \$618.06 from Capital to Other

Adult Probation: Move unused PSI Grant Funds-\$2,355.11 from Salary to other, \$847.82 from Benefits to Other, \$2.28 from Supply to Other, \$397.11 from Service to Other

Adult Probation: Move unused NON Support Grant Funds-.92 from Salary to other, \$380.53 from Benefits to Other, \$.29 from Supply to Other, \$30.33 from Service to Other and \$179.01 from Capital to Other

Auditor: Move to proper account-\$1,400.00 from Service to Capital

Clerk of Courts: Additional appropriation for 2013-\$2,000.00 from Service to Supply

Clerk of Courts: Additional appropriation for 2013-\$1,000.00 from Service to Supply and \$1,200.00 from Service to Capital

Dog & Kennel: To purchase vaccines-\$2,000.00, from Capital to Supply

Emergency Management: To cover computers-\$396.42 from Service to Capital

Law Library: For salaries \$3,500.00 from Supply to Salary and \$1,500.00 from Supply to Benefits

Prosecutor: \$13,009.34 from Salary to Benefits

Sheriff: For Benefits-\$5,000.00 from Other to Benefits

Sheriff: For Benefits-\$5,000.00 from Capital to Benefits

Sheriff: For Benefits-\$20,000.00 from Supply to Benefits

Sheriff: For Benefits-\$ 10,000.00 from Service to Benefits

Commissioner Creighton moved, seconded by Commissioner Regula to approve Budget Transfers as submitted.

Motion Carried

Prior Year Journal Entry:

Prosecutor to Prosecutor-\$45,066.00 VOCA 2013-2014 local match

Commissioner Creighton moved, seconded by Commissioner Regula to approve Prior Year Journal Entry as submitted.

Motion Carried

Resolution:

Sheriff:

Adopt a resolution for the disposal of one (1) Sheriff's vehicle: Vehicle 7662 is a 2000 Ford Crown Victoria with 212,401 miles-The front frame rail is rusted out and not repairable

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Requisition:

Job & Family Services:

2014 Membership dues- Vendor- PCSAO-\$9,768.18-Fund: Public Assistance

Commissioner Creighton moved, seconded by Commissioner Regula to approve Requisition as submitted.

Motion Carried

Non-Encumbered Expenses:

BOE:

Legal Ad-Vendor: Gatehouse Media-\$9.80 Fund: General

Public Defender:

Reimbursement to Ohio Public Defender for client reimbursement 11/7/2012 through 10/31/2013-
Vendor: Ohio Public Defender-\$320.88- Fund: General

Commissioner Creighton moved, seconded by Commissioner Regula to approve Non-Encumbered Expenses as submitted.

Motion Carried

Travel:

One Building Inspection employee seeking \$160.00 to pick up New Code Books and Training Class on November 19th or 21st 2013 in Reynoldsburg, OH.

One Job & Family Services employee seeking \$80.00 (State will reimburse) to attend Train the Trainers- UAT Training November 14-15, 2013 in Columbus, OH.

Two Job & Family Services employees and up to six (6) Foster Care Youth are seeking \$15.00 to attend 2013 NE Ohio Thanksgiving Event on November 16, 2013 in Cleveland, OH

One Public Defender Staff Attorney seeking \$354.08 to attend Annual Death Penalty Seminar on November 21-22, 2013 in Columbus, OH

One Public Defender Staff Attorney & Chief Trial Counsel seeking \$375.28 to attend Annual Death Penalty Seminar on November 21-22, 2013 in Columbus, OH

One Sanitary Engineer employee seeking \$25.00 to attend The Ohio Water/Wastewater Agency Response Network Sessions on November 7, 2013 in Zanesville, OH

One Sanitary Engineer employee seeking \$25.00 to attend WWTP Tour & Technical Sessions on November 14, 2013 in Salem, OH

Commissioner Creighton moved, seconded by Commissioner Regula to approve Travel Requests as submitted.

Motion Carried

Chris Nichols:

Resolution:

Commissioners:

Resolution approving Internal Worker's Compensation Rates for 2014

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Rick Flory:

Change Order No. 5:

Engineers:

Hills & Dales Widening Phase 1 Project-The Board is requested to approve and authorize itself to sign change order no.5 for part of the final quantity adjustments on the Hills & Dales Widening Phase 1 Project. The total amount of non-performance items for this change order is \$228,595.29. The total additions for this change order are \$235,928.21. The original contract amount was \$3,115,164.66. The adjusted contract amount, including previous change orders and the non-performance and additional items is \$3,205,541.86.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Change Order No.5 as submitted.

Motion Carried

Partial Release of Retainage/Escrow:

Engineers:

Hills & Dales Widening Phase 1 Project PID 80671-The County Engineer recommends that \$80,000.00 of the total \$124,606.59 retainage held be released to Wenger Excavating, Inc. \$44,606.59 will be retained until the final project items are completed.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Partial Release of Retainage/Escrow as submitted.

Motion Carried

Release of retainage/escrow:

Engineers:

Battlesburg Bridge Project-RMS & Company in the amount of \$17,952.64

Commissioner Creighton moved, seconded by Commissioner Regula to approve to Release Escrow as submitted.

Motion Carried

Drain Layer License:

Sanitary Engineer:

Approval of Contractors for Drain Layers' Licensing commencing October 29, 2013 and ending on the last day of February 2014. Mayes and Sons Plumbing Company, Garrettsville, OH 44231 & Katich Construction, Inc. North Benton, OH 44449

Commissioner Creighton moved, seconded by Commissioner Regula to approve Drain Layer Licenses as submitted.

Motion Carried

Connection Charges/Satisfaction of Mortgage Request:

Sanitary Engineer:

Richard E. Walter, for sewer connection charges in the amount of \$1,750.00 & Frank & Shirley Webb, for sewer connection charges in the amount of \$1,550.00

Commissioner Creighton moved, seconded by Commissioner Regula to approve Connection Charges/Satisfaction of Mortgage Request as submitted.
Motion Carried

Sidewalk Performance Bond Time Extension Request

RPC:

Rolling Green No. 1 Allotment in Jackson Township

Commissioner Creighton moved, seconded by Commissioner Regula to approve Sidewalk Performance Bond Time Extension Request as submitted.
Motion Carried

Stark County CDBG Program Reallocation of Line Item Funding:

RPC:

\$1,321.93 from 2012 Public Facilities and Improvements-Marlboro Twp. Sanitary and Storm Sewer (1231.12) to 2012 Contingencies (1212.12)

\$1,225.69 from 2012 Fair Housing (1212.12) to 2012 Contingencies (1214.12)

Commissioner Creighton moved, seconded by Commissioner Regula to approve Stark County CDBG Program Reallocation of Line Item Funding as submitted.
Motion Carried

Chance Grant Addendum and Revised Budget:

Court of Common Pleas:

The department of Rehabilitation and Correction has agreed to increase the grant to allow for new program curriculum, incentives, computer and printer for the Chance Probation Officer.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Chance Grant Addendum and Revised Budget as submitted.
Motion Carried

Liquor License:

Commissioners:

Adopt a resolution that the Board of Commissioners does not request a hearing regarding this liquor license transfer request for S4L LLC dba Hitchin Post 11346 Baywood St. Paris Twp., Robertsville, OH 44670

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.
Motion Carried

Lease Agreement:

Non-Development Oil and Gas Lease Paid-up Lease with Ohio Valley Energy Systems Corp.

The Board is requested to approve and authorize itself to sign the Non-Development Oil and Gas Lease Paid-Up with Ohio Valley energy Systems Corp., on 0.63 acres owned by the Board of Stark County Commissioners. The lease is five years and the royalties paid will be 15% based on gross

proceeds and the County will be paid \$950.00 (within 30 days) as a Paid-Up oil and gas lease with no delay rentals.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Non-Development Oil and Gas Lease Paid-Up Lease Agreement as submitted.

Motion Carried

Commissioner Comments:

Brant Luther:

Work Session Information:

Thursday November 7, 2013

Executive Session-Sanitary Engineer Interviews @ 8:00 AM

Monday November 11, 2013

Holiday-All offices closed

Tuesday November 12, 2013

Job & Family Services @ 9:30 AM

Monthly financial Review with Auditor Alan Harold & Treasurer Alex Zumbar @10:00 AM

Commissioner Regula is excused from the work session Tuesday November 12, 2013

Short recess taken from 2:13PM -2:34 PM

Amended Executive Session:

Commissioner Creighton moved, seconded by Commissioner Regula to adjourn into Executive Session to discuss Personnel Matters with County Administrator Brant Luther, Direct of Management & Budget Christopher Nichols and Canton City Administrator Samuel Sliman at 2:35 PM.

Roll Call: Creighton: Yes. Regula: Yes. Bernabei: Yes Motion Carried.

Commissioner Creighton moved, seconded by Commissioner Regula to adjourn from Executive Session regarding Personnel Matters at 3:48 PM.

Motion Carried

Commissioner Creighton moved, seconded by Commissioner Regula to adjourn meeting at 3:49 PM Motion Carried.

NOTICE: Minutes of meetings of the Board of Commissioners are filed as a permanent record in the official journal of the Board of Commissioners. The official record includes originals or copies of all resolutions that are adopted by the Board. This includes resolutions approving the signing of Contractual documents, financial transaction forms and other actions adopted by the Board. Contracts, agreements, leases, purchase orders, personnel actions and other such material referred to in the resolutions are filed by subject in the Administrative Offices and originated departments. The official journals that include, the minutes and related resolutions are available for public inspection in the Administrative Offices of the Commissioners.

Respectfully Submitted,
Sara Donald

Orig.: Jean Young
Cc: Commissioners